



AGENDA OF THE COMMON COUNCIL

TUESDAY, DECEMBER 15, 2020, 6:00 PM

Virtual Meeting.

Public may join via Zoom.

A. Zoom Meeting Information.

- I. This item contains documents which provide call in information and instructions for the Zoom Meeting.

B. Roll Call.

C. Pledge of Allegiance.

D. Invocation.

- I. The invocation will be led by Alder Lynn Gerlach, District 3.

E. Approval of Minutes.

- I. Approval of the minutes of the December 1, 2020 Common Council meeting.

F. Approval of the Agenda.

G. Report by the Mayor.

- I. 2021 Committee and Council Schedule.

H. Announcements.

I. Recognitions and Awards.

- I. Recognition of Police Department maintenance and motor shop crews who worked so hard during the pandemic. Chief Smith would like to also recognize Dean Simon, Lead Mechanic, who is retiring after 30 years of service.

J. Appointments.

- I. Appointment of Pam Manley as Emergency Interim Successor to the office of Clerk, effective December 15, 2020.

2. **Reappointments:**

Military Avenue Business Association

Adam Kersten, 1600 Shawano Avenue, Suite 204, Green Bay 54303

Term to expire: December 1, 2023

K. Report of the Finance Committee (December 8, 2020).

1. To advance to Council with no recommendation the request to approve the Axon Officer Safety plan 7+ five-year agreement to not exceed \$2,707,837 contingent upon Law Department review and approval.
2. To approve the purchase of a used tractor replacement from Service Motor Company for \$41,750.
3. To receive and place on file the distribution of required communication from new auditing firm Baker Tilly US, LLP.
4. To approve a resolution for state trust fund loan for \$340,000 (financing reevaluation assessment service for the City 2020-2022) approved at the Common Council meeting November 10, 2020.
5. To refer to staff a request by Ald. Wery to the Finance committee which states: "Due to ongoing reasons of 'inadequate staffing' and 'prioritizing of tasks' in our Law Dept, I am requesting we hire City Ethics Inc, or a similar qualified party, to draft revisions to the city's Code of Ethics and Code of Conduct as recommended in their 2018 findings paid for by the City of Green Bay". Staff to continue working on it and to come back in February to give a status update and to be treated as a priority. In addition, if this does not look to be on track to completed by the end of April or early May then we look at other options to see what can be done to get this project done.
6. To proceed as directed in closed session with pending litigation in Harris v. Meves et al.

The Committee/Council may convene in closed session pursuant to Section 19.85(1)(g) Wisconsin Statutes for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. The Committee/Council may, thereafter, reconvene in open session pursuant to Section 19.85(2) Wisconsin Statutes to report any actions taken during the closed session and to consider all other matters on the agenda.

7. To receive and place on file the report of the Claims Committee.

The Committee may convene in closed session pursuant to Section 19.85(1) (g), Wis. Stats., for the purpose of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. The Committee may thereafter reconvene in open session pursuant to Section 19.85(2), Wis. Stats., to report the results of the closed session and consider the balance of the agenda.

L. Report of the Redevelopment Authority (December 8, 2020).

- I. To refer to staff the JBS/Packerland Packing Site Development Agreement.

The Council may convene in closed session pursuant to Sections 19.85(1)(g), Wis. Stats., for purposes of conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. The Council may thereafter reconvene in open session pursuant to Section 19.85(2), Wis. Stats., to report the results of the closed session and consider the balance of the agenda.

M. Report of the Improvement & Services Committee (December 9, 2020).

1. To approve to reduce the invoice to \$40 on request by James Gehr to rescind the bulk waste invoice of \$80 at 1104 Shea Avenue.
2. To refer to staff for study to have a traffic barrier installed on Bellevue Street running north from Lilac Lane. (Ald. Galvin)
3. To refer to staff for study a way to install the floating docks when water levels are high and preparing docks at Leicht Park for spring fishing tournament. (Ald. Scannell)
4. To approve the request by the Department of Public Works to award a contract for miscellaneous Architecture and Engineering Services to Berners Schober Associates, Inc. for 2021-2022.
5. To approve the 2021 Sanitary District rates as provided in the Proposed 2021 Sewer Service Charges summary.
6. To approve the 2021 Storm Water Utility rates as follows:

Monthly charge \$10.22/ERU

Yearly charge \$122.70/ERU

7. To approve the report of the Purchasing Manager:
 - A. To approve the purchase of a Jet/Vacuum truck from Vactor for the sum of \$296,624.00. Sole Source document attached.
 - B. To approve the Wastewater Monitoring contract for a period of 2 years with 3 additional one-year options to be awarded to the lowest responsible bidder to RFB #3290 with a not to exceed limit of \$250,000 annually.
8. To approve the award of the contract SEWERS 9-20 MUSEUM PLACE STORM LIFT STATION to the low responsive bidder, Advance Construction, Inc., in the amount of \$335,556.
9. To receive and place on file the report of actions taken by Department of Public Works

A. Granting of Licenses

I. Sidewalk Builder

- a. Andersen Basement Repair, Inc.
- b. Crete Workx

N. Report of the Protection & Policy Committee (December 7, 2020).

1. To approve an available "Class B" Combination license for Skaliwags High Cotton Club Limited at 217 N. Washington with a licensed premises description "all levels of address. 2 floors for business service, basement level beer cooler," with the approval of the proper authorities. (Previously licensed as Fox Heights LLC during the 2019-2020 license year).
2. To approve an appeal by Jennifer Seibert regarding the denial of her operator's license.
3. To approve a request by Ald. Chris Wery to review, with possible action, Ordinance 8.16 'Practice of Massage or Bodywork Therapy Requiring State License' and any other related ordinance and to approve General Ordinance 34-20 as presented by Staff and to refer to staff to review and develop additional business licensing procedures for massage and body works therapy businesses.
4. To approve a request by Ald. Johnson to extend the temporary expansion of licensed premises through Dec. 31, 2021 and approve General Ordinance No. 40-20 as presented by staff with the amendment that the expiration date be December 31, 2021.
5. To refer to staff a request by Ald. Scannell for the City of Green Bay to adopt the following ordinance: The levels of fluoride in the drinking water of the City of Green Bay will be determined by the recommendations of the city's Water Utility Manager and the Wisconsin Department of Health Services along with the consent of the municipalities the water utility serves.
6. To receive and place on file The Liquor Violation Report for December 7, 2020.

O. Report of the Protection & Policy Committee Granting Operator Licenses.

1. Report of the Protection & Policy Committee granting Operator Licenses.

P. Report of the Park Committee (December 9, 2020).

1. To approve entering into a formal lease of the Wildlife Sanctuary Residence to the Wildlife Sanctuary Superintendent.
2. To receive and place on file the placement and relocation of the playground equipment and splash pad at Farlin Park.
3. To approve to purchase one (1) Compact Wheel Loader for \$86,324.00 from Brooks Tractor Inc. the lowest responsive, responsible vendor from RFB #3287.

Q. Report of the Personnel Committee (December 8, 2020).

1. To approve the request to fill the following replacement positions and all subsequent vacancies resulting from internal transfers.
 - a. Public Works Supervisor - Public Works
 - b. Deputy City Clerk - Clerk's Office
2. To hold the request by Ald. Brian Johnson to the Personnel Committee for an update on the alderperson orientation program that was submitted approximately two years ago.

3. To approve and award a 3-year contract for crossing guard services (RFP #3262) to Cross Safe/Everything Parking, Inc. for the estimated amount of \$1,338,656 with (2) one-year renewals upon mutual agreement due to the cancellation of the original contract with All City Management Services, Inc.
4. To repeal and replace Personnel Policy Chapter 23.2 Families First Coronavirus Response Act with Chapter 23.3 COVID-19 Paid Sick Leave as amended to begin the benefit for Police and Fire effective December 15, 2020.

R. Receive and Place on File.

1. The Municipal Court Report for November 2020.
2. Building Permit Report for November 2020.

S. Resolutions.

1. To approve a resolution for state trust fund loan for \$340,000 (financing reevaluation assessment service for the City 2020-2022) approved at the Common Council meeting November 10, 2020.
2. Resolution drawing final orders to contractors for December 15, 2020.
3. Resolution recognizing Police Department mechanics and motor crews for their outstanding work during the pandemic.

T. Committee of the Whole.

1. For consideration with possible action on an appeal by Stacie Girling regarding the denial of her public vehicle operator license.

FOR ALL LICENSING ISSUES, the Council may convene in closed session pursuant to §19.85 (1)(b) and/or §19.85 (1)(f) Wis. Stats., for the purpose of considering information with respect to licensing for a person, including financial, social, or personal information. The Council will thereafter reconvene in open session pursuant to Section 19.85(2), Wis. Stats., to take action on items discussed in closed session, if appropriate, and to consider the remainder of the agenda.

2. For consideration with possible action on General Ordinance 41-20 amending General Ordinance 29-20 relating to required face coverings.
3. Consideration with possible action for the City to not renew the flexible spending account agreement with Total Administrative Services Corporation and enter into an agreement with Employee Benefits Corporation to administer the City's flexible spending account effective January 1, 2021.

U. Ordinances-First and Final Reading for Adoption.

1. General Ordinance No. 40-20
An ordinance amending General Ordinance No. 20-20 relating to temporary expansion of premises.
2. General Ordinance No. 41-20
An ordinance amending General Ordinance 29-20 relating to required face coverings.

V. Ordinances - First Reading.

I. General Ordinance No. 34-20

An ordinance repealing and recreating section 8.16, Green Bay Municipal, relating to practice of massage and bodywork therapy requiring state licensing.

W. Referral of Petitions & Communications.

X. Adjournment.

- 1) **SUPPLEMENTAL INFORMATION:** The Video of this meeting, Agenda, Agenda Packet, and Minutes are available online at www.greenbaywi.gov/Meetings.
- 2) **ACCESSIBILITY:** Any person wishing to attend who requires special accommodation because of a disability, should contact the City Safety Manager at 920-448-3125 at least 48 hours before the scheduled meeting time so that arrangements can be made.
- 3) **QUORUM:** Please take notice that a majority or quorum of the Common Council will attend this committee meeting and will constitute a meeting of the Common Council for purposes of discussion and information gathering relative to this agenda.
- 4) **REPRESENTATION:** The party requesting the communication, or their representative, should be present at this meeting.